COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT
INTERNAL AFFAIRS BUREAU INVESTIGATIVE REPORT

DATE	FILE NO.
4-4-93	004873

PERSONNEL INVOLVED

IRVING, Michael, Deputy [redacted]
MARTINEZ, Michael, Deputy [redacted]
[redacted], Deputy [redacted]
VALENCIA, Dominic, Deputy [redacted]
Lynwood Station
Field Operations Region II

PERSON INJURED

Jimenez, David MH/19

CHARACTER OF CASE

Attempted Murder - Suspect Deceased

LOCATION

[redacted] Edgebrook, Lynwood

REFERENCE	INVESTIGATOR
Duane T. Preimsberger, Chief Field Operations Region II	Thom Bradstock, Sergeant Internal Affairs Bureau

SYNOPSIS

Deputies Irving, Martinez, [redacted], and Valencia were responding to a call for assistance, man with a gun, on April 4, 1993, at approximately 1027 hours. The deputies located the suspect in a construction area of the Long Beach Freeway behind several large wooden beams. Deputy [redacted] and his partner Deputy Irving were in the process of stopping their patrol car to detain the suspect when the suspect began firing a semi automatic pistol at them, striking the deputies' car approximately 17 times. All four deputies drew their Berettas amd returned fire, striking the suspect 17 times. The suspect was pronounced dead at the scene of the shooting.

SUBMITTED BY	REFERRED FOR RECOMMENDATION TO
William J. McSweeney, Acting Captain Internal Affairs Bureau	Field Operations Region II

STATUS OF SUBJECTS

Continuing on duty.

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

OFFICER INVOLVED SHOOTING EVALUATION

UNIT: LYNWOOD STATION
DATE: APRIL 4, 1993
TIME: 1027 HOURS
LOCATION: [redacted] EDGEBROOK AVENUE, LYNWOOD

URN#: 093-04336-2518-055
IAB#: 004873
NATURE OF INCIDENT: ATTEMPT MURDER - SUSPECT DECEASED

COMPLETED BY: SERGEANT THOM BRADSTOCK
Internal Affairs Bureau

DATE: APRIL 26, 1993

REVIEWED BY THE FOLLOWING:

UNIT COMMANDER Carole A Freeman — DATE: 7-19-93

AREA COMMANDER [signature] — DATE: 7/22/93

DIVISION CHIEF William A. Baker — DATE: 7/22/93

ASSISTANT SHERIFF: Raymon L. Mosier — DATE: 8/5/93

LOS ANGELES COUNTY - SHERIFF'S DEPARTMENT

CLASSIFICATION

ACCIDENTAL:	
GUN TAKE-AWAY:	
PERSON(S) ARMED:	A.A. Arms & Co. Model P95, 9MM semi automatic pistol
PERSON(S) UNARMED:	
STARTLE:	
UNINTENTIONAL:	
DEPUTY IN UNIFORM:	[X] RAID JACKET: [ ] PLAIN CLOTHES: [ ]
VEST WORN:	Yes
FOOT PURSUIT:	
VEHICLE PURSUIT:	
VEHICLE STOP:	
TYPE OF HOLSTER:	County Issued
GUN IN HOLSTER:	Yes
STRUGGLE INVOLVED:	No
ADDITIONAL FACTS AND INFORMATION:	

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT
INCIDENT DATA

WHAT INITIATED INCIDENT

Call [X] Observation [ ] Search Warrant [ ] Arrest Warrant [ ]

LOCATION OF OCCURRENCE

[redacted] Edgebrook Avenue, Lynwood

TYPE OF LOCATION

Residence [ ] Business [ ] Industrial [ ] Parking Lot [ ]

Street [ ] Backyard [ ] Freeway [ ] Rural [ ]

Other [X] Freeway Construction Yard

SHOOTING CONDITIONS

DATE	TIME	DAY
4-4-93	1030 hours	Saturday

LIGHTING	WEATHER
Day time	Clear and Warm

DISTANCE

Within 50 feet

CONTRIBUTING FACTORS

Suspect was in a barricaded position behind several wooden beams.

LOS ANGELES COUNTY - SHERIFF'S DEPARTMENT

DEPUTY INVOLVED

SHOOTER

EMPLOYEE'S NAME		
Irving, Michael		

RANK	EMPLOYEE NO.	UNIT AND DIVISION / REGION OF ASSIGNMENT
Deputy	[redacted]	Lynwood Station/ Field Operations Region II

SEX	RACE	HEIGHT	WEIGHT	DATE OF BIRTH	AGE
M	Black	6'2"	165	[redacted]	[redacted]

DUTY STATUS	HIRE DATE
Continuing on Duty	[redacted]

UNIFORM	RAID JACKET	PLAIN CLOTHES	VEST
Yes			Yes

INJURED	DECEASED	CORONER'S CASE NO.
No	No	

DESCRIPTION OF INJURIES
Not Applicable

WEAPON USED

TYPE	AUTHORIZED
Beretta 92F	Yes

AMMUNITION TYPE	AUTHORIZED
9MM Winchester	Yes

RANGE QUALIFICATION (LAST DATE)	NO. OF ROUNDS FIRED BY DEPUTY	NO. OF HITS
[redacted]	16	Unknown

DEPUTY'S TOXICOLOGY

UNDER THE INFLUENCE	TEST FOR CAUSE ORDERED	ORDERED BY
No	No	Not applicable

TRAINING INFORMATION

LASER VILLAGE TRAINING (LAST DATE)	PRACTICAL POLICE COURSE (LAST DATE)
[redacted]	[redacted]

ASSIGNMENT HISTORY		
DATE	UNIT OF ASSIGNMENT	RANK
[redacted]	Lynwood Station	Deputy
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]

PRIOR SHOOTING INCIDENTS (ALL KNOWN INCIDENTS WHERE DEPUTY HAS DISCHARGED A WEAPON INCLUDING ACCIDENTAL DISCHARGES AND SHOTS FIRED AT ANIMALS OR HUMANS)		
FILE	DATE	TYPE
		NONE

LOS ANGELES COUNTY - SHERIFF'S DEPARTMENT

DEPUTY INVOLVED

SHOOTER

EMPLOYEE'S NAME		
Martinez, Mike		

RANK	EMPLOYEE NO.	UNIT AND DIVISION / REGION OF ASSIGNMENT
Deputy	[redacted]	Lynwood Station/ Field Operations Region II

SEX	RACE	HEIGHT	WEIGHT	DATE OF BIRTH	AGE
M	Hispanic	5'9"	190	[redacted]	[redacted]

DUTY STATUS	HIRE DATE
Continuing on Duty	[redacted]

UNIFORM	RAID JACKET	PLAIN CLOTHES	VEST
Yes			Yes

INJURED	DECEASED	CORONER'S CASE NO.
No	No	

DESCRIPTION OF INJURIES
Not Applicable

WEAPON USED

TYPE	AUTHORIZED
Beretta 92F	Yes

AMMUNITION TYPE	AUTHORIZED
9MM Winchester	Yes

RANGE QUALIFICATION (LAST DATE)	NO. OF ROUNDS FIRED BY DEPUTY	NO. OF HITS
[redacted]	4	Unknown

DEPUTY'S TOXICOLOGY

UNDER THE INFLUENCE	TEST FOR CAUSE ORDERED	ORDERED BY
No	No	Not applicable

TRAINING INFORMATION

LASER VILLAGE TRAINING (LAST DATE)	PRACTICAL POLICE COURSE (LAST DATE)
[redacted]	[redacted]




DEPUTY INVOLVED
Continued

ASSIGNMENT HISTORY

DATE	UNIT OF ASSIGNMENT	RANK
[redacted]	Lynwood Station	Deputy
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]

PRIOR SHOOTING INCIDENTS (ALL KNOWN INCIDENTS WHERE DEPUTY HAS DISCHARGED A WEAPON INCLUDING ACCIDENTAL DISCHARGES AND SHOTS FIRED AT ANIMALS OR HUMANS)

FILE	DATE	TYPE
		NONE

LOS ANGELES COUNTY - SHERIFF'S DEPARTMENT

DEPUTY INVOLVED

SHOOTER

EMPLOYEE'S NAME		
[redacted]		

RANK	EMPLOYEE NO.	UNIT AND DIVISION / REGION OF ASSIGNMENT
Deputy	[redacted]	Lynwood Station/ Field Operations Region II

SEX	RACE	HEIGHT	WEIGHT	DATE OF BIRTH	AGE
M	White	6'0"	180	[redacted]	[redacted]

DUTY STATUS	HIRE DATE
Continuing on Duty	[redacted]

UNIFORM	RAID JACKET	PLAIN CLOTHES	VEST
Yes			Yes

INJURED	DECEASED	CORONER'S CASE NO.
No	No	

DESCRIPTION OF INJURIES

Not Applicable

WEAPON USED

TYPE	AUTHORIZED
Beretta 92F	Yes

AMMUNITION TYPE	AUTHORIZED
9MM Winchester	Yes

RANGE QUALIFICATION (LAST DATE)	NO. OF ROUNDS FIRED BY DEPUTY	NO. OF HITS
[redacted]	35	Unknown

DEPUTY'S TOXICOLOGY

UNDER THE INFLUENCE	TEST FOR CAUSE ORDERED	ORDERED BY
No	No	Not applicable

TRAINING INFORMATION

LASER VILLAGE TRAINING (LAST DATE)	PRACTICAL POLICE COURSE (LAST DATE)
[redacted]	[redacted]




ASSIGNMENT HISTORY		
DATE	**UNIT OF ASSIGNMENT**	**RANK**
[redacted]	Lynwood	Deputy
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]

PRIOR SHOOTING INCIDENTS (ALL KNOWN INCIDENTS WHERE DEPUTY HAS DISCHARGED A WEAPON INCLUDING ACCIDENTAL DISCHARGES AND SHOTS FIRED AT ANIMALS OR HUMANS)

FILE	DATE	TYPE
		NONE

LOS ANGELES COUNTY - SHERIFF'S DEPARTMENT

DEPUTY INVOLVED

SHOOTER

EMPLOYEE'S NAME
Valencia, Dominic

RANK	EMPLOYEE NO.	UNIT AND DIVISION / REGION OF ASSIGNMENT
Deputy	[redacted]	Lynwood Station/ Field Operations Region II

SEX	RACE	HEIGHT	WEIGHT	DATE OF BIRTH	AGE
M	Hispanic	5'9"	165	[redacted]	[redacted]

DUTY STATUS	HIRE DATE
Continuing on Duty	[redacted]

UNIFORM	RAID JACKET	PLAIN CLOTHES	VEST
Yes			Yes

INJURED	DECEASED	CORONER'S CASE NO.
No	No	

DESCRIPTION OF INJURIES
Not Applicable

WEAPON USED

TYPE	AUTHORIZED
Beretta 92F	Yes

AMMUNITION TYPE	AUTHORIZED
9MM Winchester	Yes

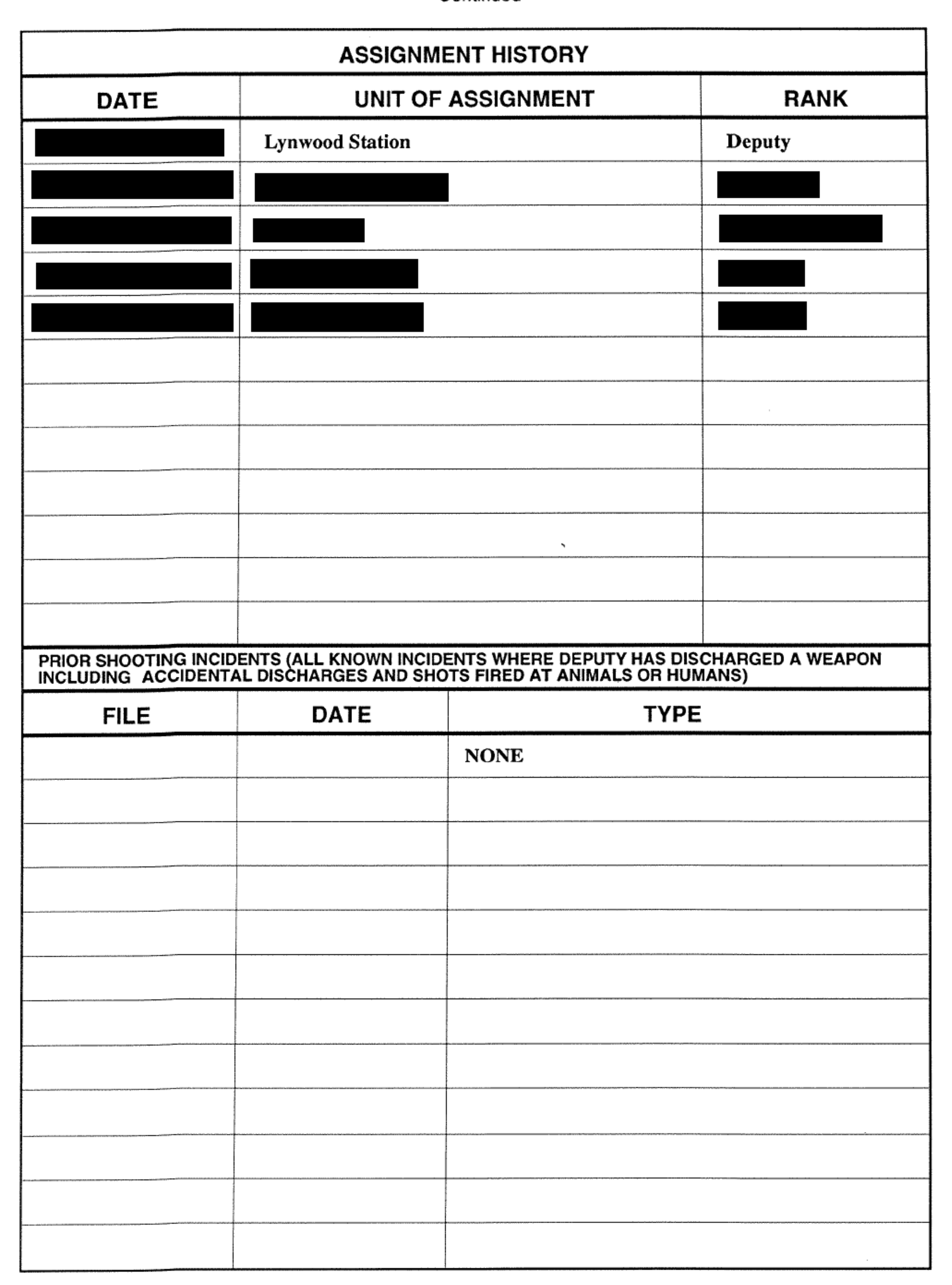
RANGE QUALIFICATION (LAST DATE)	NO. OF ROUNDS FIRED BY DEPUTY	NO. OF HITS
[redacted]	20	Unknown

DEPUTY'S TOXICOLOGY

UNDER THE INFLUENCE	TEST FOR CAUSE ORDERED	ORDERED BY
No	No	Not applicable

TRAINING INFORMATION

LASER VILLAGE TRAINING (LAST DATE)	PRACTICAL POLICE COURSE (LAST DATE)
[redacted]	[redacted]



DEPUTY INVOLVED
Continued

ASSIGNMENT HISTORY		
DATE	**UNIT OF ASSIGNMENT**	**RANK**
[redacted]	Lynwood Station	Deputy
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]

PRIOR SHOOTING INCIDENTS (ALL KNOWN INCIDENTS WHERE DEPUTY HAS DISCHARGED A WEAPON INCLUDING ACCIDENTAL DISCHARGES AND SHOTS FIRED AT ANIMALS OR HUMANS)

FILE	DATE	TYPE
		NONE

LOS ANGELES COUNTY - SHERIFF'S DEPARTMENT

SUSPECT/SUBJECT

LAST NAME	FIRST NAME	M/I
Jimenez	David	E

ADDRESS
[redacted]

SEX:	RACE	HEIGHT	WEIGHT	D.O.B.	AGE	DECEASED
M	Hispanic	5'05"	120	10-03-73	19	Yes

INJURED	DESCRIPTION OF INJURIES
N/A	17 gunshot wounds to back and head.

SUSPECT'S TOXICOLOGY

UNDER THE INFLUENCE	
Unknown	

TYPE OF SUBSTANCE	LAB TEST CONDUCTED
Unknown	Yes - awaiting results

ARMED	TYPE OF WEAPON
Yes	A.A. Arms Model P95, semi automatic pistol, 9MM

NUMBER OF SHOTS FIRED BY SUSPECT	NUMBER OF HITS
Unknown	17 hits in patrol car, no deputies injured

SUSPECT VEHICLE

None

CRIMINAL HISTORY (ATTACH COPY OF RAPS)

See Exhibit B

SUMMARY OF INCIDENT

Suspect Deceased - See summary of incident page.

SUMMARY OF INCIDENT

Informant [redacted] stated that he was returning to his [redacted] at [redacted] Lynwood, at about 1000 hours on April 4, 1993. He was driving southbound on the Long Beach Freeway approaching the Rosecrans off ramp. He stopped in a construction area, where he was employed, to the west of the freeway. He stated that his [redacted] were in the car with him.

Informant [redacted] said that he stopped at the closed gate on the eastern side of the construction yard. There are several mobile homes in the yard that are occupied by construction workers. He stated that he noticed an Hispanic male, later identified as David Jimenez, standing behind some support beams just east of the eastern entrance to the construction yard. Suspect Jimenez was wearing a black hooded sweat shirt with a zipper front. The hood was pulled up covering Suspect Jimenez's hair and forehead.

Informant [redacted] stated that Suspect Jimenez looked toward him and put his right hand inside the sweat shirt. [redacted] said that he could see the barrel of a gun protruding from the bottom of the sweat shirt. He said that it was apparent from the way Suspect Jimenez was staring at him that he wanted a confrontation.

Informant [redacted] said that he slowly backed his vehicle from the entrance to the construction area and returned to the freeway heading southbound. He looked at Suspect Jimenez as he drove off. He saw Suspect Jimenez was now holding the gun in plain view, pointing it in his direction.

Informant [redacted] got off the freeway at the Rosecrans Avenue off ramp. He entered the construction area via the entrance on the west side of the yard. This entrance was just north of the eastern entrance, yet was out of sight of Suspect Jimenez.

Informant [redacted] went to a [redacted] occupied by Witness [redacted] and used the telephone to call Lynwood Sheriff's Station. Witness [redacted] told [redacted] that he had heard gunshots earlier in that area. [redacted] reported to Lynwood Station personnel that Suspect Jimenez was armed and had been shooting earlier. Lynwood Units received the call at about 1025 hours of a man with a gun who was shooting the gun in the air. Unit 255A, Deputies [redacted] and Irving, Unit 251A Deputy Valencia, and Unit 251B Deputy Martinez responded to the call.

According to Homicide Investigator Jerry Biehn, Deputies [redacted] and Irving coordinated their response with Deputy Valencia and met approximately two blocks away from the location.

Deputy Martinez heard the call and drove to the location. He heard the units announce that they had arrived at the scene, while he was en route. He was not aware that Units 251B and 255A were not at the location, but were meeting a safe distance away to discuss the tactics they would use in response to the call. Deputy Martinez, thinking the other units were at the scene, drove directly into the construction area, looking for the other two patrol cars.

Deputy Martinez drove directly past the suspect, who was standing close to the eastern gate to the construction area where he had confronted Informant [redacted]. Deputy Martinez told Homicide Investigators that he drove to the top of a freeway ramp that was still under construction. He noticed the two patrol cars entering the area behind him when he arrived at the top of the ramp. Martinez then made a U- turn and drove toward the deputies.

Deputies [redacted] and Irving told Homicide Investigators that they saw the suspect standing near the eastern gate to the construction area with his back to them. He was partially hidden by several wooden support beams, (Exhibit A). The suspect was looking in the direction of Deputy Martinez, who was at the top of the freeway ramp. Deputies [redacted] and Irving approached the suspect in their patrol car and began to stop. The suspect turned toward them as they were stopping.

Informant [redacted] said that he was at the window of his [redacted] watching as the deputies approached. He could see the right portion of the patrol car as it approached the location where he had last seen the suspect. He saw the front end of the patrol car dip toward the ground as it came to a stop. He said he saw "flakes" popping from the windshield, and heard a muffled sound of gun fire. He said that he thought the patrol car was still moving when the suspect began shooting at the deputies.

Informant [redacted] and Witness [redacted] said that they could hear two distinct sounds of guns being fired. They said the suspect's weapon was muffled and the deputies' weapons were louder.

Informant [redacted] said that when he heard the gun shots he moved away from the window and did not look out until after the gun shots ended.

Deputy [redacted], the driver of the patrol car, stated that he stopped the patrol car and then the suspect began shooting at them. Deputy Irving, the passenger in the patrol car, stated that the suspect began shooting at them as the patrol car was stopping.

Deputy Valencia heard the gun shots as he was driving behind Unit

255A, occupied by Deputies [redacted] and Irving, and thought that he was receiving rounds from the suspect. He stopped his patrol car behind 255A's car and got out of the vehicle. He took cover behind his car.

Both Deputy [redacted] and Deputy Irving exited their car on the driver's side. The deputies returned fire from the cover of the patrol car.

> I.A.B. NOTE: Deputy Valencia's vehicle was not struck by the suspect's gun shots. Unit 255A, the car driven by Deputy [redacted], received approximately 17 bullet strikes from the suspect's weapon, Exhibit A.

Informant [redacted] and Witness [redacted] said that they could hear muffled bursts of gun shots, then louder bursts, then muffled shots. They said that it sounded as if the suspect and deputies were engaged in a gun battle in which they were exchanging shots.

Deputy Valencia told Homicide Investigators that he saw Deputy [redacted] pointing his finger in the direction of the suspect. Both Deputy Valencia and Deputy [redacted] ran to the embankment east of the suspect, while Deputy Irving took a position at the rear of his patrol unit.

Deputy Martinez told Homicide Investigators that he stopped his car behind the dirt embankment east of the suspect. He got out of his car and went to the top of the embankment.

Deputies Valencia and [redacted] also went to the top of the embankment, east of the suspect's location.

All three deputies, [redacted], Martinez, and Valencia shot at the suspect who was facing west, hidden behind several wooden beams, Exhibit A.

Witness [redacted] said that the gunshots stopped briefly and he thought the incident was over. He went to the window of his [redacted] and saw a deputy standing on the embankment with his gun pointing in a westerly direction. The deputy was slowly moving westbound, down the embankment

The Suspect Jimenez, was struck by 17 bullets from the deputies' weapons. Two rounds struck the suspect in the back of his head. Twelve rounds struck the suspect in the back. Two rounds struck the suspect in rear of his left thigh. One round struck the suspect's upper left arm.

Homicide Investigator Biehn stated that the deputies fired a total

of 75 rounds from their Berettas. Due to tall brush in the area, only 58 casings were recovered. Deputy [redacted] fired 35 rounds. He also ejected one live round at the rear of his patrol car when his weapon jammed. Deputy Irving fired 16 rounds. Deputies Valencia and Martinez fired 20 rounds and 4 rounds respectively.

The suspect was armed with an A.A. Arms, Model P95, 9 MM, semi automatic pistol. One empty 20 round magazine was found next to Suspect Jimenez. He had a magazine with 6 live rounds in the weapon. Another round, that had not been extracted from the chamber, caused the weapon to jam.

Investigators could not determine how many shots had been fired by the suspect. Seventeen hits were identified as striking the patrol car driven by Deputy [redacted]. Twelve empty shell casings from the suspect's weapon were located on the ground next to the suspect.

LOS ANGELES COUNTY - SHERIFF'S DEPARTMENT

WITNESS LIST

SWORN AND DEPT EMPLOYEES TO INCLUDE NAME, RANK, EMPLOYEE NUMBER, UNIT, AND DIVISION/REGION OF ASSIGNMENT - ALL OTHER WITNESSES TO INCLUDE NAME, ADDRESS (BUSINESS AND HOME) AND TELEPHONE #

WITNESS # 1 [redacted]

was interviewed on April 4, 1993, at 1500 hours bySergeants Bradstock and Martin of the Internal Affairs Bureau. The interview was tape recorded.

WITNESS # 2 [redacted]

was interviewed on April 4, 1993 at 1531 hours by Sergeants Bradstock and Martin of the Internal Affairs Bureau. The interview was tape recorded.

WITNESS # _____

was interviewed on __________________ at ________ hours by ___________________________ of the Internal Affairs Bureau. The interview was (was not) tape recorded. The person interviewed was given a copy of his/herAdministrativeRights: Yes [__] No [__]

WITNESS # _____

was interviewed on __________________ at ________ hours by ___________________________ of the Internal Affairs Bureau. The interview was (was not) tape recorded. The person interviewed was given a copy of his/herAdministrativeRights: Yes [__] No [__]

NOTE: THIS LIST ONLY CONTAINS THOSE WITNESSES PERSONALLY INTERVIEWED BY I.A.B. INVESTIGATORS. SEE ATTACHED REPORTS AND DOCUMENTS FOR POSSIBLE ADDITIONAL WITNESSES.